

033004  
15992 U.S. PTO

Attorney's Docket No.: EVI2034.04A1

10/8/2009 USPTO  
22386 033004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAIL STOP PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22213-1450

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of Inventor(s):

SAMUEL DAVID PIPER

For (title):

SHOCK WAVE AEROSOLIZATION METHOD AND APPARATUS

1. Type of Application

(check all applicable)

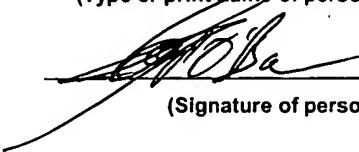
- Utility  
 Design  
 Plant  
 Divisional  
 Continuation  
 Continuation of PCT designating US  
 Continuation-in-part (CIP)

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date 3/30/09 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EV352303570US addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

John P. O'Banion

(Type or print name of person mailing paper)



(Signature of person mailing paper)

NOTE: Each paper or fee referred to as enclosed herein has the number of the "Express Mail" label placed thereon prior to mailing. 37 CFR 1.10(b).

**2. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b) (Regular) or 37 CFR 1.153 (Design) Application**

31 Pages of specification

11 Pages of claims

1 Pages of Abstract

29 Sheets of drawing

formal

informal

— The enclosed drawing(s) include photograph(s), and there is also attached a "PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)." 37 C.F.R. 1.84(b).

**3. Additional papers enclosed**

Preliminary Amendment

Information Disclosure Statement

Form PTO - sb/08a

Citations

Authorization of Attorney(s) to Accept and Follow Instructions from Representative

Special Comments

Other (SPECIFY)

**4. Declaration Or Oath**

Enclosed

executed by:

inventor(s)

Copy from a prior application (37 CFR 1.63(d)) (divisional or continuation only)

Not Enclosed. Application is made by a person authorized under 37 CFR 1.41(c) on Behalf of all of the above named inventor(s).

(The declaration or oath, along with the surcharge required by 37 CFR 1.16(e) can be filed subsequently).

**5. Inventorship Statement**

The inventorship for all the claims in this application are:

The same

or

- Are not the same. An explanation, including the ownership of the various claims at the time the last claimed invention was made,
  - is submitted.
  - will be submitted.

**6. Language**

English

— non-English

- the attached translation is a verified translation. 37 CFR 1.52(d).

**7. Benefit of Prior U.S. Application(s) (35 U.S.C. 119(e), 120 or 121)**

Applicant(s) hereby claim(s) the benefit of the filing date of the following prior U.S. Application(s):

1. (a) Application History (title as originally filed and as last amended, serial number, and filing date of all prior applications):

Title: SHOCK WAVE AEROSOLIZATION METHOD AND APPARATUS  
Ser. No.: 60/235,597  
Filed: SEPTEMBER 25, 2000

- (b) Name of applicant(s) (as originally filed and as last amended), and current correspondence address of applicant(s):

Name: SAMUEL DAVID PIPER  
Address: 3929 ARDERLY COURT  
SACRAMENTO, CA 95826

2. (a) Application History (title as originally filed and as last amended, serial number, and filing date of all prior applications):

Title: SHOCK WAVE AEROSOLIZATION METHOD AND APPARATUS  
Ser. No.: 60/305,088  
Filed: JULY 12, 2001

- (b) Name of applicant(s) (as originally filed and as last amended), and current correspondence address of applicant(s):

Name: S. DAVID PIPER  
Address: 3929 ARDERLY COURT  
SACRAMENTO, CA 95826

3. (a) Application History (title as originally filed and as last amended, serial number, and filing date of all prior applications):

Title: SHOCK WAVE AEROSOLIZATION METHOD AND APPARATUS  
 Ser. No.: 09/963,886  
 Filed: SEPTEMBER 25, 2001

- (b) Name of applicant(s) (as originally filed and as last amended), and current correspondence address of applicant(s):

Name: S. DAVID PIPER  
 Address: 3929 ARDERLY COURT  
 SACRAMENTO, CA 95826

**9. Fee Calculation (37 CFR 1.16)**

**A. X Regular Application**

CLAIMS AS FILED						
	Number filed		Number Extra		Rate	Basic Fee \$ 770
Total						
Claims 37 CFR 1.16(c)	27	- 20	=	7	X \$18	= 126
Independent						
Claims (37 CFR 1.16(b))	6	- 3	=	3	X \$86	= 258
Multiple dependent claim(s), if any (37 CFR 1.16(d))					+ \$290	=

- Amendment canceling extra claims enclosed.
- Amendment deleting multiple-dependencies enclosed.
- Fee for extra claims is not being paid at this time.

Filing Fee Calculation \$ 1154

**B.    Design application**

(\$340.00 - 37 CFR 1.16(f))

Filing Fee Calculation \$ \_\_\_\_\_

**C.    Plant application**

(\$530.00 - 37 CFR 1.16(g))

Filing Fee Calculation \$ \_\_\_\_\_

**10. Small Entity Statement**

- Applicant qualifies as a small entity under 37 CFR 1.9 and 1.27

Filing Fee Calculation (50% of A, B or C above) \$ 577

**11. Fee Payment Being Made At This Time**

- Not Enclosed
- No filing fee is to be paid at this time. (This and the surcharge required by 37 CFR 1.16(e) can/will be paid subsequently.)
- Enclosed
- basic filing fee \$ 577
- recording assignment (\$40.00; 37 CFR 1.21(h)) \$ \_\_\_\_\_
- petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached. (\$130.00; 37 CFR 1.47 and 1.17(h)) \$ \_\_\_\_\_
- for processing an application with a specification in a non-English language. (\$130.00; 37 CFR 1.52(d) and 1.17(k)) \$ \_\_\_\_\_
- processing and retention fee (\$130.00; 37 CFR 1.53(d) and 1.21(l)) \$ \_\_\_\_\_
- Total Fees Enclosed \$ 577

**12. Method of Payment of Fees**

- Check in the amount of \$ 577
- Charge Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate of this transmittal is attached.

**13. Instructions As To Overpayment**

- credit Account No. \_\_\_\_\_
- refund

**14. Incorporation By Reference of Papers Identified Herein**

Applicant(s) hereby incorporate(s) by reference all papers which are identified in this New Application Transmittal.

**15. Correspondence Address**

Please use the following correspondence address for all communications:

**CUSTOMER NUMBER 8156**

John P. O'Banion, Reg. No. 33,201  
O'BANION & RITCHEY LLP  
400 Capitol Mall, Suite 1550  
Sacramento, CA 95814  
(916) 498-1010

**16. Signature of Attorney**

Dated:

3/30/04

  
\_\_\_\_\_  
SIGNATURE OF ATTORNEY

John P. O'Banion, Reg. No. 33,201

CUSTOMER NUMBER 8156

## CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that the foregoing:

### Citation (1)

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JOHN P. O'BANION

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~~(Signature of person mailing paper)~~

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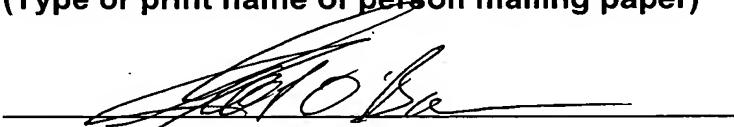
U.S. Patent Application

1. Specification (pages 1-31)
2. Claims (pages 32-42)
3. Abstract (page 43)
4. Drawings (sheets 1-29)

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